

Tutie Marie Oakleaf aka John
 Name
1010 McGregor Range Road
Chaparral NM 88081
 Address

FILED
 U.S. DISTRICT COURT
 DISTRICT OF NEW MEXICO
 2015 MAR 13 PM 3:42
 CLERK LAS CRUCES

UNITED STATES DISTRICT COURT
 FOR THE DISTRICT OF NEW MEXICO

Tutie Marie aka John Plaintiff
 (Full Name)

CASE NO. 15-220 RB/smv
 (To be supplied by the Clerk)

v.

Warden Frawner, Defendant(s)
Ms Imbrahim

CIVIL RIGHTS COMPLAINT
 PURSUANT TO 42 U.S.C. §1983

A. JURISDICTION

1) Tutie Marie aka John, is a citizen of New Mexico
 (Plaintiff) (State)
 who presently resides at 10 McGregor Range Road
 (Mailing address or place of confinement)
Chaparral NM 88081

2) Defendant Warden Frawner is a citizen of
 (Name of first defendant)
Chaparral NM, and is employed as
 (City, State)
MTC. At the time the claim(s)
 (Position and title, if any)

alleged in this complaint arose, was this defendant acting under color of state law?

Yes ☐ No ☒ If your answer is "Yes", briefly explain:

- 3) Defendant Ms Ibrahim is a citizen of
(Name of second defendant)
Chaparral NM, and is employed as
(City, State)
MTL. At the time the claim(s)
(Position and title, if any)
alleged in this complaint arose, was this defendant acting under color of state.
Yes ☐ No ☒ If your answer is "Yes", briefly explain:

(Use the back of this page to furnish the above information for additional defendants.)

- 4) Jurisdiction is invoked pursuant to 28 U.S.C. §1343(3), 42U.S.C. §1983. (If you wish to assert Jurisdiction under different or additional statutes, you may list them below.)

B. NATURE OF THE CASE

- 1) Briefly state the background of your case. 8th Amendment violation
by forcing me to live as a male when
I am psychology a female. I have
tried to show medical and mental
health that without the right treatment
that I am at risk of trying suicide or
self-treatment such as castration

C. CAUSE OF ACTION

- 1) I allege that the following of my constitutional rights, privileges or immunities have been violated and that the following facts form the basis for my allegations: (If necessary, you may attach up to two additional pages (8 1/2" x 11") to explain any allegation or to list additional supporting facts.

A)(1) Count I: Failure to Evaluate me when I had requested a evaluation. And my 8th Amendment

(2) Supporting Facts: (Include all facts you consider important, including names of persons involved, places and dates. Describe exactly how each defendant is involved. State the facts clearly in your own words without citing legal authority or argument.)

When I have shown that I have a right to shower separately from the other inmates I was told I would have to get a court order and the person who told me that was the contract monitor Ms Cruz which violates prison's standards which covers transgender

B)(1) Count II: I was denied a Evaluation on the same day they received the request which was on 9/3/14

(2) Supporting Facts: In the Diagnostic & Statistical Manual of Mental Disorders & the Merck Manual both consider Gender Identity Disorders a serious health condition and failure to treat gender dysphoric inmates is a violation of the 8th Amendment.

C)(1) Count III: *I was denied female underwear that I can be allowed as well as The Real Life Experience*

(2) Supporting Facts: *On 6/21/14 I requested a bra & underwear and got denied on 6/23/14 saying they don't provide female underwear to males who has male genitalia*

D) PREVIOUS LAWSUITS AND ADMINISTRATIVE RELIEF

1) Have you begun other lawsuits in state or federal court dealing with the same facts involved in this action or otherwise relating to the conditions of your imprisonment?

Yes ☒ No ☐ If your answer is "YES", describe each lawsuit. (If there is more than one lawsuit, describe the additional lawsuits on another piece of paper, using the same outline.)

a) Parties to previous lawsuit.

Plaintiffs: *John Patrick aka John Marie*
Defendants: *Warden Frawner & The State of New Mexico*

b) Name of court and docket number: *12th District court*
D-1215-CV-2014-00124

c) Disposition (for example: Was the case dismissed? Was it appealed? Is it still pending?) *Still pending*

d) Issues raised: _____

- e) Approximate date of filing lawsuit: Sept 8/2014
- f) Approximate date of disposition: _____

- 2) I have previously sought informal or formal relief from the appropriate administrative officials regarding the acts complained of in Part C. Yes ☒ No ☐ If your answer is "Yes", briefly describe how relief was sought and the results. If your answer is "No," briefly explain why administrative relief was not sought.

Through talking to staff to get the diagnoses and to be put on hormones and got denied

E. REQUEST FOR RELIEF

- 1) I believe that I am entitled to the following relief: *To be put on Hormones, sex reassignment surgery, vocal surgery, laser hair removal, breast implants, and \$1,000,000.00 for pain and suffering. And a unconditional release*

Signature of Attorney (if any)

John P. Leland aka Julie Marie

Signature of Petitioner

Attorney's full address and telephone number.

DECLARATION UNDER PENALTY OF PERJURY

The undersigned declares under penalty of perjury that he is the plaintiff in the above action, that he has read the above complaint and that the information contained therein is true and correct. 28 U.S.C. Sec. 1746. 18 U.S.C. Sec. 1621.

Executed at _____ on _____ 20__
(Location) (Date)

(Signature)

10310
Gregory Eugene Road
Parcel 1111 83081

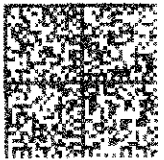
RECEIVED
UNITED STATES DISTRICT COURT
LAS CRUCES, NEW MEXICO

MAR 13 2015

MATTHEW J. DYKMAN
CLERK

US District Court

First Class Mail
ComBasPrice



UNITED STATES POSTAGE
\$001.
02 1P
0003922680 MAR 09
MAILED FROM ZIP CODE 8